

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services - Home Department - Allegation of deliberate destruction and screening of evidence in a Murder case against Sri M.Venkataramana, Inspector of Police, Godavarikhani II Town PS of Karimnagar District - Sanction for Prosecution - Orders - Issued.

HOME (LEGAL.II) DEPARTMENT

G.O.Ms.No. 82

Dated: 11.03.2013
Read the following:

1. From the D.G.P., A.P., Hyd, Lr.Rc.No. 215/O2/2010, dt: 02.02.2011 along with the letter in C.No. 3402/C-15/CID/2010 of Additional DGP, CID, A.P., Hyderabad, dated: 07.01.2011
2. Govt.Memo.No.5803Legal.II/A2/2011-1, dated: 25.03.2011
3. Letter in C.No. 3402/C-15/CID/2010 of Additional DGP, CID, A.P., Hyderabad, dated: 16.04.2011.

ORDER:

Whereas, Sri M.Venkataramana (A-5) Inspector of Police, Godavarikhani II Town PS of Karimangar District joined as Sub-Inspector in Police Department, Government of Andhra Pradesh in the year 1992 and is working as Inspector of Police, Godavarikhani II Town from 15.11.2008 to 26.02.2009 and 15.06.2009 and as such he is a public servant within the meaning of section 21 of the Indian Penal Code, 1860 and he is not removable from his office save by order and his sanction of the Government and as such governed by direction for prosecution of public servant envisaged under section 197 of the Code of Criminal Procedure, 1973;

2. And whereas, it is reported by the Additional Director General of Police, Crime Investigation Department, Andhra Pradesh, Hyderabad, that the investigation in Cr.No. 37/2010 under section 302 of the Indian Penal Code, 1860 and section 27 of the Indian Arms Act of Gadavarikhani II Town Police Station was entrusted to CID by the Director General of Police, Andhra Pradesh, Hyderabad, and that Additional Director General of Police, CID, Andhra Pradesh, Hyderabad nominated Sri A.Venkateshwara Rao, Superintendent of Police, CID, GOW, Hyderabad as the investigating officer;

3. And whereas, the investigation conducted by CID, disclosed that Sri M.Venkataramana (A-5) while working as Inspector of Police, Godavarikhani II Town Police Station, has received information that one Police Constable Erragolla Ramesh, of Godavarikhani I town PS was found dead in an accident at OCP-III, CHP Bunker Godavarikhani in between 1930 hrs 2000 hrs, on 09.02.2010 and on receiving the information he immediately rushed to the scene of offence at OCP III CHP, Bunker Godavarikhani as the place of occurrence falls within his jurisdiction and he informed the same to A.Vidyasagar (A-3), and Sri Md.Habeeb Khan, (A-4) examined the scene of the offence, the body of the deceased and the vehicle minutely for physical clues and that they could not find any signs of road accidents and they concluded that the deceased died due to road accident even though it was a case of murder due to fire arm injury and shifted the body of the deceased to the Government Area Hospital, Godavarikhani and colluded with A-2, A-3 and A-4 in the suppression and screening of the evidence that the deceased died due to fire arm injury and he being a responsible police officer, failed to obtain a complaint from the family members and register a case under section 302 of the Indian Penal Code, 1860 and section 27 of the India Arms Act as the offence was committed within the jurisdiction of his Police station i.e. Godavarikhani II Town PS and he pressurized and influenced the Medical Officers Dr.M.Satyanarayana Reddy (A-6) and Dr.N.Srinivas (A-7) to conduct superficial postmortem examination though the injury sustained by the deceased was due to a fire arm;

4. And whereas, the investigation further disclosed that Sri M.Venkataramana (A-5) is liable for destruction and screening of evidence and that the offences are punishable under sections 201, 217 and 218 read with section 34 of the Indian Penal Code, 1860;

5. And whereas, the Government of Andhra Pradesh after carefully examining the report of Crime Investigation Department is satisfied that Sri M.Venkataramana (A-5) should be prosecuted in the competent court of Law for the above mentioned offences;

Cont...

Now, therefore in exercise of the powers conferred by clause (b) Sub-Section (1) of section 197 of the Code of Criminal Procedure, 1973 (Act No.2 of 1974), the Government of Andhra Pradesh hereby accord sanction for prosecution of Sri M.Venkataramana (A-5) for the offences punishable under sections 201, 217 and 218 read with section 34 of the Indian Penal Code, 1860 and for any other cognate offence arising on the same facts punishable under the provisions of law for taking cognizance of the same by the Court of competent jurisdiction;

Further in exercise of powers conferred by sub-section (4) of section 197 of the Code of Criminal Procedure, 1973 (Act 2 of 1974) the Government of Andhra Pradesh hereby authorize the Superintendent of Police, CID/GOW/Hyderabad to prosecute the above mentioned accused for the above said offences in the court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

T.P.DAS
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director Genera of Police, A.P., Hyderabad

Copy to:
The Law (E) Department
The P.S to Secretary (LA & J) Department
The P.S to Prl.Secy, Home Department.
C.No. 5803/Legal.II/A2/2011
SF/SC.